

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

UNITED STATES OF AMERICA	:	CRIMINAL NO. _____
v.	:	DATE FILED: _____
ANTHONY SANNUTTI	:	Violations: 18 U.S.C. § 1341
a/k/a "Anthony Franklin"		(Mail Fraud - 32 counts)
a/k/a "Joseph Franklin"	:	
ANTHONY MAIELLANO		
DANIEL SHIVELY	:	
JOY ALDINGER		
PHILLIP GIRARDI	:	
a/k/a "Phillip Cerone"		
ALFREDO FLORIO	:	
LORRAINE RAGNI		
ANTHONY CONCILIO	:	
CHRISTOPHER CONCILIO		
ANDREW BENTON	:	
GEORGE GURNEY		
MARK SANTILLI	:	

I N D I C T M E N T

COUNTS ONE THROUGH THIRTY-TWO

THE GRAND JURY CHARGES THAT:

At all times material to this Indictment:

1. The Federal and State Unemployment Insurance system, created by the Social Security Act of 1935, was designed to provide unemployment insurance benefits, commonly called unemployment compensation (UC), to persons out of work through no fault of their own. To be insured under the system, an unemployment compensation claimant must have worked for an employer who is covered by the unemployment compensation law.
2. In general, claimants are eligible for unemployment compensation benefits if they

(a) are able and available for work; (b) have earned enough wages and worked enough weeks to qualify; (c) have worked for an employer covered by the unemployment compensation system within a specified period of time prior to the filing of their unemployment compensation claims; and (d) are unemployed through no fault of their own.

3. In general, employers are covered by the unemployment compensation law if they (a) submit documentation to the unemployment compensation system accurately identifying, among other things, the principal business activity, the business owners, and the business employees and the wages they earned; and (b) pay unemployment compensation taxes to the Pennsylvania State Unemployment Compensation Fund. These taxes are based, in part, upon a percentage of the wages paid to the employees.

4. Claimants who are deemed eligible receive unemployment compensation benefits for up to 26 weeks during the 52-week period beginning with the date of their unemployment compensation claim, and benefits terminate once a worker returns to full-time employment.

#### The Scheme to Submit Fraudulent Unemployment Compensation Claims

5. From in or about November, 1998, through in or about November, 2001, defendants

ANTHONY SANNUTTI,  
a/k/a "Anthony Franklin,"  
a/k/a "Joseph Franklin,"  
ANTHONY MAIELLANO,  
PHILLIP GIRARDI,  
a/k/a "Phillip Cerone,"  
DANIEL SHIVELY,  
JOY ALDINGER,  
ALFREDO FLORIO,  
LORRAINE RAGNI,  
ANTHONY CONCILIO,

CHRISTOPHER CONCILIO,  
ANDREW BENTON,  
GEORGE GURNEY, and  
MARK SANTILLI ,

together with others known and unknown to the grand jury, devised and intended to devise a scheme to defraud the Commonwealth of Pennsylvania, State Treasury Department, Bureau of Unemployment Compensation Disbursements, and the Pennsylvania Unemployment Compensation Fund, and to obtain money and property of the Commonwealth and the fund by means of false and fraudulent pretenses, representations, and promises.

6. It was part of the scheme to cause unemployment compensation benefit checks to be issued to UC claimants who falsely claimed to have been laid off from work with certain companies, when, in fact, the claimants never had worked for these companies and the companies never existed in the manner disclosed to the unemployment compensation system.

It was further part of the scheme that:

7. Defendant ANTHONY SANNUTTI created, or caused to be created by others working in concert with him, documents which were filed with the unemployment compensation system. These documents identified the following four companies as operating and legitimate, when, in fact, they were not:

A & A Trucking, Inc. – 125 Sigel St., Philadelphia, PA 19148  
International Aviation, Inc. – 125 Sigel St., Philadelphia, PA 19148  
St. Jude's Carpets – 1505 S. Broad St., Philadelphia, PA 19147  
International Circuits – 1530 Locust St., Philadelphia, PA 19102

8. These documents, UC-1s, Employer's Initial Statements, and UC-2s, Employer's Quarterly Report of Wages Paid to Each Employee, contained fictitious business activities, fictitious corporate officers, false Social Security numbers for the officers, and fictitious

employees and fictitious wages for those employees.

9. For the most part, the fictitious corporations never paid unemployment compensation taxes to the Pennsylvania Unemployment Compensation Fund.

10. Defendant ANTHONY SANNUTTI solicited codefendants ANTHONY CONCILIO, CHRISTOPHER CONCILIO, ANDREW BENTON, GEORGE GURNEY, and MARK SANTILLI, to make bogus unemployment compensation claims, or allow their names, addresses, and personal identification to be used to make bogus unemployment compensation claims.

11. The defendants made bogus UC claims in their own names and in the names of innocent individuals.

12. Defendant ANTHONY SANNUTTI supplied fictitious pay stubs to the unemployment compensation system for his own bogus UC claim, and supplied fictitious pay stubs for the bogus claims of codefendants ANTHONY CONCILIO and MARK SANTILLI.

13. The defendants received UC checks at their own addresses or at addresses to which they had access. They then negotiated the checks through check cashers and through their own bank accounts or bank accounts to which they had access.

14. Defendant ANTHONY SANNUTTI received illegal proceeds from his own bogus UC claims, and received a portion of the illegal proceeds from the bogus claims of codefendants ANTHONY CONCILIO, CHRISTOPHER CONCILIO, ANDREW BENTON, GEORGE GURNEY, and MARK SANTILLI.

15. As a result of the scheme, the Commonwealth of Pennsylvania, State Treasury Department, Bureau of Unemployment Compensation Disbursements, issued a total of

approximately 273 UC checks totaling \$201,775 in response to 25 bogus UC claims.

SPECIFIC FRAUDULENT UNEMPLOYMENT COMPENSATION CLAIMS

16. On or about April 11, 1999, a claim was made in the name Joseph Franklin as a result of lost employment with International Aviation.

17. From on or about April 27, 1999, through on or about October 26, 1999, fourteen UC checks totaling \$9,776 were issued in the name of Joseph Franklin. Five of these checks were mailed to an address in Philadelphia, PA, and nine of these checks were mailed to 1505 S. Broad Street, Philadelphia, PA.

18. On or about November 14, 1999, a claim was made in the name of defendant ANTHONY SANNUTTI as a result of lost employment with St. Jude's Carpets.

19. From on or about December 10, 1999, through on or about May 30, 2000, defendant ANTHONY SANNUTTI was issued fourteen UC benefit checks totaling \$10,218. These checks were mailed to 1527 Forrestal Street, Philadelphia, PA, the home of defendant SANNUTTI'S son, defendant ANTHONY MAIELLANO

20. On or about April 22, 2001, a claim was made in the name of defendant ANTHONY SANNUTTI as a result of lost employment with A & A Trucking.

21. From on or about May 8, 2001, through on or about November 6, 2001, defendant ANTHONY SANNUTTI was issued fourteen UC checks totaling \$10,452. These checks were mailed to defendant SANNUTTI'S home at 2047 S. 19th Street, Philadelphia, PA.

22. On or about April 4, 1999, a claim was made in the name of defendant ANTHONY MAIELLANO as a result of lost employment with International Aviation.

23. From on or about April 20, 1999, through on or about October 19, 1999,

defendant ANTHONY MAIELLANO was issued fourteen UC checks totaling \$9,776. These checks were mailed to his home at 1527 Forrestal Street, Philadelphia, PA.

24. On or about March 25, 2001, a claim was made in the name of defendant ANTHONY MAIELLANO as a result of lost employment with St. Jude's Carpets.

25. From on or about April 10, 2001, through on or about October 9, 2001, defendant ANTHONY MAIELLANO was issued fourteen UC checks totaling \$11,180. These checks were mailed to his home at 1527 Forrestal Street, Philadelphia, PA.

26. On or about July 2, 2000, a claim was made in the name of defendant JOY ALDINGER as a result of lost employment with A & A Trucking.

27. From on or about August 19, 2000, through on or about January 17, 2001, fourteen UC checks totaling \$10,608 were issued to defendant JOY ALDINGER. Five of these checks were mailed to 125 Sigel Street, Philadelphia, PA, and nine of these checks were mailed to defendant ALDINGER and defendant DANIEL SHIVELY'S home at 1514 Ritner Street, Philadelphia, PA.

28. On or about November 12, 2000, a claim was made in the name of A.A. as a result of lost employment with A & A Trucking.

29. From on or about November 28, 2000, through on or about May 30, 2001, fourteen UC benefit checks totaling \$10,608 were issued to A.A. Nine of these checks were mailed to defendant JOY ALDINGER and defendant DANIEL SHIVELY'S home at 1514 Ritner Street, Philadelphia, PA, and five of these checks were mailed to defendant ALDINGER and defendant SHIVELY'S home at 4630 Kraydor Street, Philadelphia, PA.

30. On or about August 19, 2001, a claim was made in the name of J.C. as a result of

lost employment with International Circuits.

31. On or about September 5, 2001, and on or about September 18, 2001, two UC checks totaling \$1,266 were issued to J.C. These checks were mailed to defendant JOY ALDINGER and defendant DANIEL SHIVELY'S home at 4630 Kraydor Street, Philadelphia, PA.

32. On or about October 15, 2000, a claim was made in the name of P.C. as a result of lost employment with A & A Trucking.

33. From on or about October 31, 2000, through on or about May 1, 2001, fourteen UC checks totaling \$10,608 were issued in the name of P.C. These checks were mailed to an address in Philadelphia, PA., where defendant PHILIP GIRARDI received them.

34. On or about May 6, 2001, a claim was made in the name of M.A. as a result of lost employment with A & A Trucking.

35. From on or about May 22, 2001, through on or about October 9, 2001, eleven UC checks totaling \$7,854 were issued in the name of M.A. These checks were mailed to a property owned by defendant PHILLIP GIRARDI, 1510 E. Moyamensing Avenue, Philadelphia, PA.

36. On or about May 6, 2001, a claim was made in the name of C.M. as a result of lost employment with A & A Trucking.

37. From on or about May 22, 2001, through on or about November 20, 2001, fourteen UC checks totaling \$10,244 were issued to C.M. These checks were mailed to defendant ANTHONY MAIELLANO'S home at 1527 Forrestal Street, Philadelphia, PA.

38. On or about May 13, 2001, a claim was made in the name of defendant ALFREDO FLORIO as a result of lost employment with A & A Trucking.

39. From on or about June 13, 2001, through on or about November 27, 2001, fourteen UC checks totaling \$10,452 were issued to defendant FLORIO. These checks were mailed to an address in Philadelphia, PA, where defendant FLORIO received them.

40. On or about May 13, 2001, a claim was made in the name of P.M. as a result of lost employment with A & A Trucking.

41. From on or about August 7, 2001, through on or about October 2, 2001, five UC checks totaling \$3,726 were issued to P.M. These checks were mailed to an address in Philadelphia, PA, where defendant FLORIO received them.

42. On or about January 3, 1999, defendant LORRAINE RAGNI applied for UC benefits as a result of lost employment with International Aviation.

43. From on or about January 19, 1999, through on or about June 22, 1999, defendant LORRAINE RAGNI received twelve UC checks totaling \$9,039. These checks were mailed to her home at 1322 Tasker Street, Philadelphia, PA.

44. On or about April 2, 2000, defendant ANTHONY CONCILIO applied for UC benefits as a result of lost employment with St. Jude's Carpets.

45. From on or about May 5, 2000, through on or about October 17, 2000, defendant ANTHONY CONCILIO received fourteen UC checks totaling \$10,608. These checks were mailed to defendant CONCILIO'S home at 1803 Tree Street, Philadelphia, PA.

46. On or about July 23, 2000, defendant CHRISTOPHER CONCILIO applied for UC benefits as a result of lost employment with A & A Trucking.

47. From on or about September 6, 2000, through on or about February 6, 2001, defendant CHRISTOPHER CONCILIO received fourteen UC checks totaling \$10,608. These



checks were mailed to defendant CONCILIO'S home at 1803 Tree Street, Philadelphia, PA.

48. On or about August 20, 2000, a claim was made in the name of defendant ANDREW BENTON as a result of lost employment with St. Jude's Carpets.

49. From on or about September 6, 2000, through on or about March 10, 2001, fourteen UC checks totaling \$10,608 were issued to defendant ANDREW BENTON. These checks were mailed to defendant ANTHONY MAIELLANO'S home at 1527 Forrestal Street, Philadelphia, PA.

50. On or about November 26, 2000, a claim for UC benefits was made in the name of defendant MARK SANTILLI as a result of lost employment with St. Jude's Carpets.

51. From on or about January 13, 2001, through on or about June 2, 2001, fourteen UC checks totaling \$10,200 were issued in defendant MARK SANTILLI'S name. Nine of these checks were mailed to an address in Philadelphia, PA, and five of these checks were mailed to defendant ANTHONY SANNUTTI'S home at 2047 S. 19th Street, Philadelphia, PA.

52. On or about June 10, 2001, a claim was made in the name of defendant GEORGE GURNEY as a result of lost employment with A & A Trucking.

53. From on or about June 26, 2001, through on or about December 26, 2001, fourteen UC checks totaling \$10,660 were issued to defendant GEORGE GURNEY. These checks were mailed to an address in Philadelphia, PA, where defendant GURNEY received them.

54. On or about April 29, 2001, a claim for UC benefits was made in the name of T.P. as a result of lost employment with International Aviation.

55. From on or about May 15, 2001, through on or about November 17, 2001, twelve

UC checks totaling \$8,418 were issued to T.P. These checks were mailed to defendant ANTHONY SANNUTTI'S home at 2047 S. 19th Street, Philadelphia, PA.

56. On or about July 8, 2001, a claim was made in the name of T.M. as a result of lost employment with A & A Trucking.

57. On or about September 27, 2001, two UC checks totaling \$1,170 were issued to T.M. These checks were mailed to an address in Philadelphia, PA.

58. On or about May 13, 2001, a claim was made in the name of T.W. as a result of lost employment with A & A Trucking.

59. From on or about May 31, 2001, through on or about October 30, 2001, twelve UC checks totaling \$8,602 were issued to T.W. These checks were mailed to an address in Philadelphia, PA.

60. On or about November 8, 1998, a claim was made in the name of N.W. as a result of lost employment with International Aviation.

61. From on or about November 24, 1998, through on or about February 2, 1999, six UC checks totaling \$4,026 were issued to N.W. These checks were mailed to an address in Philadelphia, PA.

62. On or about January 3, 1999, a claim was made in the name of R.W. as a result of lost employment with International Aviation.

63. On or about February 3, 1999, two UC checks totaling \$1,068 were issued to R.W. These checks were mailed to 1527 Forrestal Street, Philadelphia, PA.

#### THE MAILINGS

64. On or about the following dates, at Philadelphia, in the Eastern District of

Pennsylvania, and elsewhere, having devised and intending to devise this scheme, the defendants named below, for the purpose of executing the scheme and attempting to do so, knowingly caused to be placed in an authorized depository for mail matter to be sent by the United States Postal Service, according to the directions thereon, unemployment compensation checks from the Commonwealth of Pennsylvania, State Treasury Department, Bureau of Unemployment Compensation Disbursements, Harrisburg, Pennsylvania, as described below:

<u>COUNT</u>	<u>DEFENDANT(S)</u>	<u>CHECK NO.</u>	<u>DATE OF MAILING</u>	<u>AMOUNT</u>	<u>PAYEE</u>
1	Anthony Sannutti	01104527	5/11/99	\$752	Joseph Franklin Philadelphia, PA
2	Anthony Sannutti	00068099	12/14/99	\$786	Anthony Sannutti 1527 Forrestal Street Philadelphia, PA
3	Anthony Sannutti	07599086	5/8/01	\$402	Anthony Sannutti 2047 S. 19 <sup>th</sup> Street Philadelphia, PA
4	Anthony Sannuti	08806614	7/17/01	\$804	Anthony Sannutti 2047 S. 19 <sup>th</sup> Street Philadelphia, PA
5	Anthony Maiellano Anthony Sannutti	01018090	5/4/99	\$752	Anthony Maiellano 1527 Forrestal Street Philadelphia, PA
6	Anthony Maiellano Anthony Sannutti	00099231	7/31/01	\$860	Anthony Maiellano 1527 Forrestal Street Philadelphia, PA
7	Joy Aldinger Daniel Shively Anthony Sannutti	03676509	8/30/00	\$816	Joy Aldinger 125 Sigel Street Philadelphia, PA
8	Joy Aldinger Daniel Shively Anthony Sannutti	03974970	9/26/00	\$816	Joy Aldinger 1514 Ritner Street Philadelphia, PA
9	Joy Aldinger Daniel Shively Anthony Sannutti	03509424	8/19/00	\$816	Joy Aldinger 125 Sigel Street Philadelphia, PA



<u>COUNT</u>	<u>DEFENDANT(S)</u>	<u>CHECK NO.</u>	<u>DATE OF MAILING</u>	<u>AMOUNT</u>	<u>PAYEE</u>
10	Joy Aldinger Daniel Shively Anthony Sannutti	05102977	12/28/00	\$816	A.A. 1514 Ritner Street Philadelphia, PA
11	Joy Aldinger Daniel Shively Anthony Sannutti	07504888	5/2/01	\$816	A.A. 4630 Kraydor Street Philadelphia, PA
12	Joy Aldinger Daniel Shively Anthony Sannutti	07714590	5/15/01	\$816	A.A. 4630 Kraydor Street Philadelphia, PA
13	Joy Aldinger Daniel Shively	00774260	9/5/01	\$422	J.C. 4630 Kraydor Street Philadelphia, PA
14	Anthony Concilio Anthony Sannutti	03390300	8/8/00	\$816	Anthony Concilio 1803 Tree Street Philadelphia, PA
15	Christopher Concilio Anthony Sannutti	03754308	9/6/00	\$816	Christopher Concilio 1803 Tree Street Philadelphia, PA
16	Andrew Benton Anthony Maiellano Anthony Sannutti	05065977	12/26/00	\$816	Andrew Benton 1527 Forrestal Street Philadelphia, PA
17	Mark Santilli Anthony Sannutti	05875081	2/6/01	\$816	Mark Santilli Philadelphia, PA
18	George Gurney Anthony Sannutti	08675333	7/10/01	\$820	George Gurney Philadelphia, PA
19	Phillip Girardi Anthony Sannutti	06481905	3/10/01	\$816	P.C. Philadelphia, PA
20	Phillip Girardi Anthony Sannutti	00362303	8/14/01	\$748	M.A. 1510 E. Moyamensing Ave. Philadelphia, PA
21	Phillip Girardi Anthony Sannutti	00631889	8/28/01	\$748	M.A. 1510 E. Moyamensing Ave. Philadelphia, PA
22	Phillip Girardi Anthony Maiellano Anthony Sannutti	08059449	6/5/01	\$788	C.M. 1527 Forrestal Street Philadelphia, PA

<u>COUNT</u>	<u>DEFENDANT(S)</u>	<u>CHECK NO.</u>	<u>DATE OF MAILING</u>	<u>AMOUNT</u>	<u>PAYEE</u>
23	Phillip Girardi Anthony Maiellano Anthony Sannutti	01605589	10/23/01	\$788	C.M. 1527 Forrestal Street Philadelphia, PA
24	Anthony Maiellano Anthony Sannutti	00743535	9/4/01	\$732	T.P. 2047 S. 19 <sup>th</sup> Street Philadelphia, PA
25	Anthony Sannuti	08938908	7/24/01	\$732	T.P. 2047 S. 19 <sup>th</sup> Street Philadelphia, PA
26	Anthony Sannutti	01150185	9/27/01	\$780	T.M. Philadelphia, PA
27	Anthony Sannutti	08675086	7/10/01	\$748	T.W. Philadelphia, PA
28	Alfredo Florio Anthony Sannutti	08203588	6/13/01	\$804	Alfredo Florio Philadelphia, PA
29	Alfredo Florio Anthony Sannutti	00228918	8/7/01	\$414	P.M. Philadelphia, PA
30	Lorraine Ragni Anthony Sannutti	08593740	1/1/9/99	\$786	Lorraine Ragni 1322 Tasker Street Philadelphia, PA
31	Anthony Sannutti	07537927	11/24/98	\$366	N.W. Philadelphia, PA
32	Anthony Sannutti	08614702	2/3/99	\$712	R.W. 1527 Forrestal Street Philadelphia, PA

All in violation of Title 18, United States Code, Section 1341.

A TRUE BILL:

---

FOREPERSON

---

PATRICK L. MEEHAN  
UNITED STATES ATTORNEY

